

In the United States Court of Federal Claims

DONALD J. TRUMP FOR PRESIDENT,
INC., et al.,

Plaintiffs,

V.

JOCELYN BENSON, et al.,

Defendants.

No. 20-1567C
(Filed: November 12, 2020)

ORDER

Earlier this afternoon, this Court issued an order directing the transfer of this case to the United States District Court for the Western District of Michigan, ECF No. 4.

Moments after the order was entered, Plaintiffs filed a motion to withdraw their complaint. ECF No. 5. Plaintiffs stated that they had already filed the same complaint in the Western District of Michigan (No. 20-01083). Plaintiffs further stated that “an electronic error in the PACER electronic filing system” had caused the complaint to also be filed with this Court. Id.

In light of Plaintiffs' representation that the complaint in this case has already been filed with the district court, the Court **VACATES** its Order transferring the case to the Western District of Michigan.

There is no provision in the Rules of the Court of Federal Claims (RCFC) under which a complaint may be “withdrawn.” The Court therefore directs the Clerk to treat plaintiffs’ motion to withdraw as a notice of voluntary dismissal under RCFC 41(a)(1), and to dismiss the case accordingly without prejudice.

IT IS SO ORDERED.

s/ Elaine D. Kaplan
ELAINE D. KAPLAN
Judge